

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Peter Bernegger,

Plaintiff,

v.

Wendy Roal, Commissioner of the Bureau  
of Federal Prisons, Washington, D.C.,

Defendants.

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Civil No. 10-3896 (RHK/JJG)

**DISQUALIFICATION AND  
ORDER FOR REASSIGNMENT**

The above-entitled matter has been assigned to the undersigned, a Judge of the above Court. Pursuant to Title 28, United States Code § 455, the undersigned recuses himself from hearing this matter. Accordingly,

**IT IS HEREBY ORDERED**, that pursuant to this Court's Assignment of Cases Order dated December 1, 2008, the above-captioned action shall be resubmitted to the Clerk of Court for reassignment.

**IT IS FURTHER ORDERED**, that a copy of this Order shall be filed in the above-captioned case.

Dated: September 13, 2010

s/Richard H. Kyle  
RICHARD H. KYLE  
United States District Judge